**COUNCIL MEETING AGENDA**

**May 21, 2019**

**APPROVAL OF MINUTES**

**The Regular Meeting Minutes**

**of April 16, 2019, April 23, 2019**

**and the Special Meeting of May 2, 2019**

**PUBLIC HEARING**

**US POSTAL SERVICE REGARDING THE RE-OPENING OF**

**A POST OFFICE ON ST. GEORGES AVE.**

**PRESENTATIONS**

**METAVIRO OF NEW JERSEY – STAGE 4 METASTATIC BREAST CANCER**

**NATIONAL PUBLIC WORKS WEEK RECOGNITION**

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**ORDINANCE ON HEARING**

#63-19 Bond ordinance authorizing the resurfacing of various streets in and for the City of Linden, appropriating $2,200,000 therefore and authorizing the issuance of $2,090,000 bonds or notes to finance part of the cost thereof.

#63-20 Bond Ordinance authorizing an appropriation of $950,290 for the acquisition of various items of capital equipment for the Fire Department and authorizing the issuance of $902,775 bonds or notes of the City for financing part of the appropriation.

#63-21 An ordinance to amend and supplement Chapter XXXI, Zoning to implement the City’s Master Plan Reexamination Report.

#63-22 An ordinance to amend an ordinance entitled, “An ordinance establishing a schedule of titles, salary ranges and regulations for maintaining the classification and salary standardization plan of all employees of the City of Linden,” passed August 15, 1995 and approved August 16, 1995.

ADDING Schedule 4-NN—4

#63-23 An ordinance approving the application for a long term tax exemption and authorizing the execution of a financial agreement with DC Storage Linden Urban Renewal, LLC. (Storage facility)

#63-24 An ordinance approving the application for a long term tax exemption and authorizing the execution of a financial agreement with DC Hospitality Linden Urban Renewal LLC. (hotel)

**CONSENT ITEMS**

**(\*\*\*)** **Tax Collector:**

1. The amount of money collected during the month of April 2019 and turned over to the treasurer’s office is as follows: (To be added once received)

**Tax Sale** Requesting the refund of the premium paid at the 2018 tax sale on the following blocks & lots.

**Block Lot Redemption Date Cert# Premium**

1 2 5/2/19 17-00001 $1,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,000.00 payable to: Fig as Custodian for Fig NJ18, LLC, Secured Party, P.O. Box 54472, New Orleans, LA 70154, charging same to account #9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

8 23 4/8/19 16-00008 $14,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $14,000.00 payable to: TLOA of NJ, LLC, C/O TLOA Servicing’s, LLC, P.O. Box 54077, New Orleans, LA 70154-4077, charging same to account #-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 tax sale on the following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

103 19 4/29/19 16-00076 $13,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $13,600.00 payable to: Actlien Holding, US Bank Cust, Actlien Holding, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102, charging same to account #-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

114 15 4/18/19 16-00083 $50,600.00

114 16 4/18/19 16-00084 $50,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $101,100.00 payable to: MTAG as CST for Ebury Fund 2 NJ, LLC, P.O. Box 54908, New Orleans, LA 70154, charging same to account #-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2016 & 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

234 19 4/16/19 17-00181 $1,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,400.00 payable to Trystone Capital Assets, LLC., 575 Route #-70, 2nd Floor, P.O. Box 1030, Brick, NJ 08723, charging same to account #-9-01-55-276-999-956.

**Tax Sale**  Requesting the refund of the premium paid at the 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

385 17 4/8/19 17-00263 $1,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,000.00 payable to: US Bank Cust for PC7, LLC Firstrust Bank, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 tax sale on the

following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

394 6 5/1/19 16-00261 $11,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $11,000.00 payable to: Tower DB VII Trust 2017-1, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102, charging same to account #-9-01-55-276-999-956.

**Refund** Block 222 Lot 9

Old Owner: Jose L. Consuegra

New Owner: Juan Marin

53 Furber Avenue

There now exists a credit balance on the above referenced block & lot due to an overpayment by the title agency on the 2019 2nd. The overpayment amount is $2,035.11.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,035.11 payable to: Investment Title, LLC, 222 Ridgedale Avenue, Suite #-302, Cedar Knolls, NJ 07927 charging same to account #-9-01-55-288-999-904.

**Refund** Block 475 Lot 32

Daryl Hernandez

53 Furber Avenue

There now exists a credit balance on the above referenced block & lot due to an overpayment by the title agency on the 2019 2nd. The overpayment amount is $2,556.80.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,556.80 payable to: Evident Title Agency, Inc., 874 Pompton Avenue, Suite B2, Cedar Grove, NJ 07090 charging same to account #-9-01-55-288-999-904.

**Refund** Block 580 Lot 57

Lake Avenue Associates, LLC

1835 W. Edgar Road

2019 overpayment

The above referenced owner’s prepaid the 2019 2nd quarter property taxes and the mortgage company have paid and the owner’s payment has created an overpayment in the amount of $21,478.83 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $21,478.83, payable to: Lake Avenue Associates, LLC, 67 Mountain Boulevard, Suite #-201, Warren, NJ 07059, charging same to # 9-01-55-288-999-904.

**(\*\*\*) City Clerk’s Office, Block Party Application:**

1. Requesting approval of the following Street Closure Application. Mr. Jonathan L. Scott of Shave & Groove Barbershop is requesting approval to close E. Curtis Street between Roselle Street and Bower Street on Saturday, June 8, 2019 to hold a Block Party and Community Giveback Event between the hours of 1pm and 8pm. The application has been approved by the Police Chief and the appropriate insurance has been provided and approved by the Municipal Attorney.

**(\*\*\*) Board of Health:**

1. Advising that the Board of Health issued fifty-eight (58) Certificates of Occupancy during the month of April, 2019.

**(\*\*\*) Personnel Department:**

1. Advising that the following City of Linden employees have filed for retirement:

**Department Employee** **Title**  **Date**

Municipal Garage Eddie Green Laborer (Tier 1) May 1, 2019

Public Property Vincent Bergin Laborer (Tier 1) July 1, 2019

Fire Dept. Timonthy Smigelsky Fire Fighter July 1, 2019

Fire Dept. Timothy Poskay Fire Fighter May 1, 2019

**(\*\*\*) Special Improvement District/Uptown Linden, Inc.:**

1. Requesting approval to hang a banner across Wood Avenue advertising the “Farmer’s Market Day” which will be held on Saturday, June 15, 2019.

**(\*\*\*) Municipal Treasurer:**

1. Requesting approval of the following refunds:
   1. Vacant/Foreclosure Registration Fee Refund: Niber F. Pereira-Douglas Cohn is entitled to a refund in the amount of $5,000.00 for a vacant/foreclosure registration fee for property at 2041 Alberta Avenue. The property no longer needs to be registered. Payable to Niber F. Pereira-Douglas Cohn c/o Lilia Munoz, 400 38th Street, Suite #403, Union City, NJ 07087 charging same to account 9-01-08-610-011.
   2. Aetna, Inc.: Is entitled to a refund in the amount of $649.70 for service that was provided on 7/23/2018. Payable to Aetna, Inc., PO Box 14079 Lexington, KY 40512-4079 charging same to account 9-01-08-629-011.
   3. Horizon BC BS: Is entitled to a refund in the amount of $359.00 for service that was provided on 12/7/2018. Payable to Horizon BCBS of NJ, PO Box 420, Newark, NJ 07101-0420 charging same to 9-01-08-629-011.
   4. Loyal American Life Insurance Company: Is entitled to a refund in the amount of $423.27 for service that was provided on 11/21/2018. Payable to Loyal American Life Insurance Company, PO Box 30010 Austin, TX 78755-3010 charging same to account 9-01-08-629-011.

**RESOLUTIONS**

**PUBLIC COMMENTS WILL BE PERMITTED FOR THOSE SPECIFIC RESOLUTIONS TO BE REMOVED FROM THE CONSENT APPROVAL. PLEASE READ THE SYNOPSIS OF THE RESOLUTIONS, WHICH HAVE BEEN PREPARED BY THE CITY CLERK’S OFFICE. EACH IS INFORMATIVE AND SELF-EXPLANATORY. HOWEVER, IF YOU WISH TO ADDRESS A SPECIFIC RESOLUTION, THE COUNCIL, WILL ENTERTAIN QUESTIONS ON IT.**

* 1. Ratifying certain payments made by the Municipal Treasurer during the month of April 2019 which do not appear on the Claims list.
  2. Resolution appointing Thomas Borowski as a real estate member of the Linden District Management Corporation (SID) for a three year term commencing January 1, 2019 and expiring December 31, 2021, and until his successor is appointed and qualifies.
  3. Resolution authorizing the cancellation of outstanding claims checks.

2019-196 Resolution approving a contract with Remington & Vernick Engineers, in an amount not exceed $3,000.00, for maintaining tax maps for the year 2019.

* 1. Resolution accepting a monetary donation, in the amount of $15,750.00 to the Linden Police Department from Conoco Phillips Bayway Refinery.
  2. Resolution approving the entering into a Traffic Permit Application with the New Jersey Turnpike Authority to conduct motor officer training at the PNC Bank Arts Center Parking lot from November 2, 2019 to November 22, 2019.
  3. Resolution authorizing an award of contract, at a rate not to exceed $53,125.00, for software required for the renewal and maintenance of time clocks and attendance equipment with Visual Computer Solutions, Inc.
  4. Resolution authorizing an interim use agreement with PRII/GAR Tremely Property Three Urban Renewal, LLC.
  5. Resolution using State Contract A88680 to award a contract to Consolidated Steel & Aluminum Fence Co., in an amount not to exceed $23,865.00, for the purchase of Ornamental Fencing.
  6. Resolution requesting the Director of Local Government Services to approve the insertion of an item of revenue in the 2019 budget, in the amount of $19,120.00, for Recreational Opportunities for individuals with disabilities.
  7. Resolution requesting the Director of Local Government Services to approve the insertion of an item of revenue in the 2019 budget, in the amount of $5,500.00, for Distracted Driving Crackdown.
  8. Resolution to amend the 2019 Capital Budget as follows:

**Project Cost Approp. Imp. Fund In Aid Bonds**

Non Public Safety $ 110,000.00 $ 110,000.00 $ 5,500.00 $ 104,500.00

IT Computer Upgrades

* 1. Resolution authorizing an agreement with OMNI Partners Public Sector Cooperative Pricing System for the purchase of work, materials and supplies for 2019.
  2. Resolution requesting the Director of Local Government Services to approve the insertion of an item of revenue in the 2019 budget, in the amount of $5,000.00, for Comcast Community Programs Grant.
  3. Resolution requesting the Director of Local Government Services to approve the insertion of an item of revenue in the 2019 budget, in the amount of $5,500.00, for Click It/Ticket 2019 (Memorial Day).
  4. Resolution waiving fees for a community wide garage sale to be held in the Ninth and Tenth Wards on June 1, 2019 and June 2, 2019 with rain dates of June 8, 2019 and June 9, 2019.
  5. Resolution approving a contract with Nishuane Group, at a fee not to exceed $10,000.00, for planning services relative to redevelopment studies and redevelopment agreements.
  6. Resolution declaring the week of May 19, 2019 through May 25, 2091 as Public Works Week.
  7. Resolution authorizing a contract with Dynamic Testing Service for Employee Drug and Alcohol Testing at a fee not to exceed $12,000.00.
  8. Resolution in support of METAviro of New Jersey ant their efforts regarding Stage 4 Metastatic Breast Cancer.
  9. Resolution declaring the month of May, 2019 as “Mental Health Awareness Month,” in the City of Linden.
  10. Resolution authorizing the City of Linden Tax Collector to prepare and mail estimated tax bills in accordance with P.L. 1994, C.72.
  11. Resolution approving the award of a contract to D.L.S. Contracting, Inc., at a fee not to exceed $333,334.00, for resurfacing of Cranford Avenue.
  12. Resolution approving the award of a contract to D.L.S. Contracting, Inc., at a fee not to exceed $256,387.00, for resurfacing of South Park Avenue and Urbanowitz Avenue.
  13. Resolution Authorizing Acting Public Defenders for the Municipal Court for 2019 in an amount not to exceed $10,000.00.
  14. Resolution accepting a monetary donation the Linden Police Department in the amount of $808.42 to be used towards the purchase of two (2) universal micro-chip scanners and 100 microchips.
  15. Resolution designating the property commonly known as Block 252, Lots 11 and 12 (A/K/A 40-46 West Price Street) and Block 253, Lots 40 and 41 (A/K/A 30-37 West Price Street) on the City Tax Map as an ‘Area in Need of Redevelopment’ (without condemnation) pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
  16. Resolution designating the property commonly known as Block 457, Lot 41.01 (A/K/A 14 West Linden Avenue) on the City Tax Map as an ‘Area in Need of Redevelopment’ (without condemnation) pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
  17. Resolution designating a redeveloper and authorizing the execution of a redevelopment agreement relating to the property commonly known as Block 436, Lot 10.06 (formerly Block 436, Lot 10.02 A/K/A 1900 East Linden Avenue) on the tax maps of the City.
  18. Resolution authorizing the Planning Board to investigate whether the property commonly known on the City’s Tax Maps as Block 339, Lot 5 (A/K/A 327 West Saint Georges Avenue) should be designated as an Area in need of Redevelopment, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
  19. Resolution amending Resolution 2018-184 authorizing Mobiitie to install, operate and maintain antennas and small shrouds on two (2) additional existing utility poles within the City of Linden.
  20. Resolution approving the award of a contract to Z Brothers Concrete Contractors, Inc. for resurfacing of PAL ball fields, Memorial Park and Municipal Garage Parking Lots, at a fee not to exceed $184,887.35.
  21. Resolution designating a redeveloper and authorizing the execution of a redevelopment agreement relating to the property commonly known as Block 436, Lot 10.05 (formerly Block 436, Lot 10.02 A/K/A 1900 East Linden Avenue) on the tax maps of the City.
  22. Resolution approving a contract with Alaimo Group, at a fee not to exceed $206,000.00 for engineering services associated with the inspection and evaluation of the sanitary trunk sewer along Peach Orchard Brook.

2019-227 Resolution awarding a contract to First Choice Auto Equipment Inc., at their low quote of $24,000.00, for the purchase and installation of a tire mounting machine for the Municipal Garage to replace the machine damaged in the fire.

* 1. Resolution awarding a contract to First Choice Auto Equipment Inc., at their low quote n of $18,000.00, for the purchase and installation of a tire balancing machine for the Municipal Garage to replace the machine damaged in the fire.
  2. Resolution authorizing an award of a contract, at a rate not to exceed $21,000.00, for a Zules Truck Diagnostic Software System for the Municipal Garage to replacing the existing system destroyed in the fire.
  3. Resolution authorizing a shared services agreement, in an amount not to exceed $6,000.00, with the City of Elizabeth for Fire Subcode services and inspections.
  4. Resolution authorizing the interim use of City of Linden owned property located at Block 85 Lot 14 (A/K/A 1132 Union Street) by VVR Developers LLC (Ramani Group)

**ORDINANCES FOR INTRODUCTION**

#63-25 Bond Ordinance providing an appropriation of $110,000 for acquisition of computer related equipment for various non-public safety departments and authorizing the issuance of $104,500.00 Bonds or notes of the City for financing part of the appropriation.

#63-26 Ordinance authorizing the West Price Street Redevelopment Plan for Block 252, Lots 11 and 12, and Block 253, Lots 40 and 41.

#63-27 An ordinance to amend an ordinance entitled, “An ordinance establishing a schedule of titles, salary ranges and regulations for maintaining the classification and salary standardization plan of all employees of the City of Linden,” passed August 15, 1995 and approved August 16, 1995.

**ADDING:** Schedule 4-NN-5